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12 *Attorneys for Plaintiffs Sharp Electronics Corporation and*  
13 *Sharp Electronics Manufacturing Company of America, Inc.*

14  
15 **UNITED STATES DISTRICT COURT**  
16 **NORTHERN DISTRICT OF CALIFORNIA**  
17 **SAN FRANCISCO DIVISION**

18 IN RE CATHODE RAY TUBE (CRT)  
19 ANTITRUST LITIGATION

20 This Document Relates To:

21 *Sharp Electronics Corporation, Sharp Electronics*  
*Manufacturing Company of America, Inc. v. Hitachi,*  
22 *Ltd. et al., Case No. 3:13-cv-1173.*

Case No. 07-cv-5944

MDL No. 1917

**SHARP'S REQUEST FOR  
JUDICIAL NOTICE**

Date: July 23, 2013

Time: 1:00 p.m.

Place: JAMS, Two Embarcadero  
Center, Suite 1500

Judge: Hon. Samuel Conti

Special Master: Hon. Charles A. Legge  
(Ret.)

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that pursuant to Federal Rule of Evidence 201  
 3 Plaintiffs Sharp Electronics Corporation and Sharp Electronics Manufacturing Company of  
 4 America, Inc. (“Sharp”) hereby request that this Court take judicial notice of the following  
 5 documents, true and correct copies of which are attached as exhibits to the Declaration of Craig  
 6 A. Benson in Support of Sharp’s Request for Judicial Notice (“Benson Declaration”).

- 7 • Exhibit 1: Excerpts of 2010 Annual Report, Technicolor S.A. (Dkt. 1629-2,  
 8 Exhibit D)
- 9 • Exhibit 2: Thomson S.A. Form 20-F (February 2008) (Dkt. 1629-2, Exhibit E)
- 10 • Exhibit 3: Declaration of Laura Oswell in Support of Intervenor Thomson  
 11 Consumer Electronics Inc. and Thomson S.A. (Specially Appearing) (Dkt. 1629-  
 12 1).

13 Under Federal Rule of Evidence 201, a court may take judicial notice of a fact  
 14 “not subject to reasonable dispute” that is “either (1) generally known within the territorial  
 15 jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to  
 16 sources whose accuracy cannot reasonably be questioned.” “[C]ourts must consider the  
 17 complaint in its entirety, as well as other sources courts ordinarily examine when ruling on Rule  
 18 12(b)(6) motions to dismiss, in particular, documents incorporated into the complaint by  
 19 reference, and matters of which a court may take judicial notice.” *Tellabs, Inc. v. Makor Issues*  
 20 *& Rights, Ltd.*, 551 U.S. 308, 322 (2007); *MGIC Indem. Corp. v. Weisman*, 803 F.2d 500, 504  
 21 (9th Cir. 1986). Each of the referenced exhibits are matters of public record and may be  
 22 judicially noticed pursuant to Rule 201.

23 Exhibits 1-3 to the Benson Declaration are public documents filed on the MDL  
 24 docket by a party to this litigation, Thomson Consumer Electronics, Inc. *See* Dkt. No. 1629,  
 25 Case No. 07-cv-5944. Because these documents are on file in this Court, judicial notice of these  
 26 documents is appropriate. *See Harris v. County of Orange*, 682 F.3d 1126, 1131-32 (9th Cir.  
 27 2012) (courts may take judicial notice of “undisputed matters of public record . . . including  
 28 documents on file in federal or state courts”).

1 For the foregoing reasons, Sharp respectfully requests that the Court take judicial  
2 notice of Exhibits 1-3, attached to the Benson Declaration.

3  
4 DATED: June 21, 2013

By: /s/ Craig A. Benson

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19 *Inc.*